In the Supreme Court of the United States

OCTOBER TERM, 1970

No. 1702

MARTIN SWEIG, PETITIONER

v.

UNITED STATES OF AMERICA

ON PETITION FOR A WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

MEMORANDUM FOR THE UNITED STATES IN OPPOSITION

After a jury trial with co-defendant Voloshen, petitioner (a former administrative assistant to the then Speaker of the House of Representatives, John W. McCormack) was convicted of one count of perjury before a federal grand jury, in violation of 18 U.S.C. 1621. He was sentenced to thirty months in jail and a $2000 fine. The court of appeals affirmed (Pet. 40-52).

None of the issues petitioner raises is of general significance and each was thoroughly canvassed and

properly decided by the court below. For the reasons set forth in its opinion, we respectfully submit that the petition for a writ of certiorari should be denied.

ERWIN N. GRISWOLD,
Solicitor General.

JUNE 1971.

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